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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: FOURNIER1

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In re Application of:	)	Conf. No.: 4159
Laurent FOURNIER	)	Art Unit: 2122
Appln. No.: 09/927,457	)	Examiner: C.O. Kendall
Filed: August 13, 2001	)	Washington, D.C.
For: A TOOL FOR IMPLEMENTING FLOATING POINT RELATED APPLICATIONS USING	) ) )	January 28, 2005

## REQUEST FOR SMALL ENTITY STATUS ERROR TO BE EXCUSED

Honorable Commissioner for Patents U.S. Patent and Trademark Office Randolph Building, Mail Stop Amendments 401 Dulany Street Alexandria, VA 22314

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Sir:

OFFICE OF PETITIONS

An amendment filed in the present application on January 26, 2005, status as a small entity was inadvertently claimed and fees for a two-month extension of time as a small entity were paid in good faith. It has now been discovered that such status as a small entity was claimed in error. Pursuant to 37 C.F.R. §1.28(c), it is requested that this error be excused as the present communication is in compliance with the separate submission and itemization requirements of paragraphs (c)(1) and (c)(2) of 37 C.F.R. §1.28.

The following itemization of the total deficiency payment is provided:

Type of Fee	Current Fee for	Small Entity Fee	Date of	Deficiency	
	Non-Small Entity	Actually Paid	Payment	Owed	
Two-Month Extension of Time	\$450.00	\$225.00	01-26-2005	\$225.00	
	TOTAL OWED				

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225.00 OP

In re of Appln. No. 09/927,457

Attached hereto is a form PTO-2038 authorizing the additional charges of \$ 250.00, which satisfies the deficiency payment requirement as per the above itemization.

As all of the requirements of 37 C.F.R. §1.28(c) have been complied with, it is requested that this deficiency payment be accepted and that the errors in small entity status previously made be excused.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C. Attorneys for Applicant(s)

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